

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

ROBERT FRANCIS CASSIDY,

Plaintiff,

vs.

Civil Action 2:12-cv-668  
Judge Marbley  
Magistrate Judge King

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

ORDER

On December 26, 2013, the United States Magistrate Judge recommended that plaintiff's unopposed motion for an award of attorney fees and costs, Doc. No. 25, be granted. *Report and Recommendation*, Doc. No. 26. Although the parties were advised of their right to object to that recommendation, and of the consequences of their failure to do so, there has been no objection.

The *Report and Recommendation*, Doc. No. 26, is **ADOPTED AND AFFIRMED**. Plaintiff's motion for an award of attorney fees and costs, Doc. No. 25, is **GRANTED**. Plaintiff is **AWARDED** an attorney fee, costs, and expenses under the Equal Access to Justice Act, 28 U.S.C. §2412, in the total amount of \$5,865.60, as well as the \$350.00 filing fee. If it is determined that plaintiff does not owe a debt to the United States, that amount may be paid directly to plaintiff's counsel in light of plaintiff's assignment to that effect. *See Astrue v. Ratliff*, 130 S.Ct. 2521, 2527 (2010).

\_\_\_\_s/Algenon L. Marbley\_\_\_\_\_  
Algenon L. Marbley  
United States District Judge